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2 BILL NO. S-75-11-10

3 SPECIAL ORDINANCE NO. S-240-75.

4 AN ORDINANCE approving a contract with LAWN & TURF
5 LANDSCAPING, INC. for installation of Landscape
6 materials at Northwood Junior High School

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

9 SECTION 1. That the Contract dated November 3, 1975, between the
10 City of Fort Wayne, by and through its Mayor and the Board of Park Commissioners
11 and LAWN & TURF LANDSCAPING, INC., for:

12 Installation of Landscape material at Northwood
13 Junior High School \$4,975.00

14 all as more particularly set forth on Purchase Order No. 3-31963, which is on
15 file in the Office of the Department of Purchasing and is by reference incorpor-
16 ated herein, made a part hereof and is hereby in all things ratified, confirmed
17 and approved.
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19 SECTION 2. This Ordinance shall be in full force and effect from
20 and after its passage and approval by the Mayor.

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22 
23 Councilman

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35 APPROVED AS TO FORM
AND LEGALITY,

CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by Theriot, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: 11/11/75

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Theriot, and duly adopted, placed on its passage. Passed (~~lost~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>8</u>	<u>0</u>		<u>1</u>	
BURNS	✓				
HINGA	✓				
KRAUS				✓	
MOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
STIER	✓				
TALARICO	✓				

DATE: 11-25-75

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. 25-75, on the 25th day of November, 1975.

ATTEST:

(SEAL)

Charles W. Westerman
CITY CLERK

James Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of November, 1975, at the hour of 11:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 26th day of November, 1975, at the hour of 3:00 o'clock B M., E.S.T.

John A. L. Hoff
MAYOR

Bill No. S-75-11-10

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance

Approving a contract with LAWN & TURF LANDSCAPING, INC. for

installation of Landscape materials at Northwood Junior High

School

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance ADO PASS.

Vivian G. Schmidt - Chairman

William T. Hinga - Vice-Chairman

John Nuckols

Winfield C. Moses, Jr.

Paul M. Burns

Vivian G. Schmidt

William T. Hinga

John Nuckols

Winfield C. Moses, Jr.

Paul M. Burns

DATE 11-25-75 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES
NUMBER ONE EAST MAIN STREET
ROOM 470
FORT WAYNE, INDIANA 46802

PURCHASE ORDER NUMBER

3-31963

DATE November 3, 1975

REF. NO.

REQ. NO. 2717

THE ABOVE INFORMATION MUST APPEAR ON
ALL INVOICES, BILLS OF LADING, DELIVERY
TICKETS, PACKAGES AND CORRESPONDENCE.
INVOICE IN DUPLICATE.

THIS PURCHASE ORDER ISSUED BY:

DEPT. DP

DATE WANTED } asup

APPROPRIATION } 34-954-700
AND FUND
NUMBER

MAIL ALL CORRESPONDENCE, CLAIM VOUCHERS ETC. TO:

Board of Park Commissioners
5th Flr., City-County Bldg.
One Main St., Ft. Wayne, Ind. 46802

Lawn & Turf Landscaping, Inc.
6136 Winchester Road
Fort Wayne, Indiana 46809

DELIVER TO:-
DEPARTMENT Northwood Jr. High School
OR DIVISION

ADDRESS % IF PAID WITHIN DAYS FROM DELIVERY AND
CASH DISCOUNT TERMS ACCEPTANCE OF GOODS OR PERFORMANCE OF SERVICES. (DEDUCTION FOR DISCOUNT SHOWN BELOW)

QUANTITY ORDERED	UNIT	MATERIALS, SUPPLIES OR SERVICES	UNIT PRICE	AMOUNT
TAX EXEMPT (UNLESS OTHERWISE INDICATED)				
		Installation of Landscape material at Northwood Jr. High School		4,975.00
<p>COMPLY WITH THE DELIVERY DATE REQUESTED WILL AVOID "FOLLOW UP" CORRESPONDENCE.</p> <p>NOTE H V READ INSTRUCTIONS ON THE BACK OF THIS ORDER</p> <p>THE CONTRACTOR ON WHOM, BY ACCEPTING THIS ORDER, AGREES TO THE SEVERAL CONDITIONS AND TERMS OF AGREEMENT ON THE BACK OF THIS ORDER.</p> <p>UNLESS OTHERWISE INDICATED THE PRICES SHOWN INCLUDE ALL CHARGES FOR DELIVERY, PACKING, ETC., NECESSARY TO COMPLY WITH DELIVERY TO DESTINATION SPECIFIED.</p> <p>UNLESS OTHERWISE INDICATED THE PRICES SHOWN DO NOT INCLUDE TAXES OF ANY KIND.</p> <p>EXEMPTION BLANKS WILL BE FURNISHED WHEN NECESSARY.</p> <p>IND. SALES TAX EXEMPT. CERTIF. NO. 34708</p> <p>IF THIS ORDER DOES NOT AGREE WITH YOUR INFORMATION, KINDLY RETURN IT WITH AN EXPLANATION.</p>				
		Per Bid Ref. #676		
		Subject to Councilmanic Approval.		
		RB		

I HEREBY CERTIFY THAT THE COST OF THE ABOVE PURCHASE IS FULLY COVERED BY UNENCUMBERED BALANCES IN THE ABOVE FUNDS AND THAT THE EXPENDITURE THEREFOR HAS BEEN DULY AUTHORIZED AND APPROPRIATED.

I HEREBY CERTIFY UPON MY OWN PERSONAL KNOWLEDGE THAT THIS ORDER IS AUTHORIZED BY A PROPERLY EXECUTED AND APPROVED REQUISITION AND FILE IN THIS OFFICE.

Alex J. Gonsky - Director of Purchases

City Controller

Abolition of Bid Bid Reference No. <u>676</u> Closing Date <u>October 15, 1975</u>	Each 3" - 3½" BB Fagus Sylvania	Each 1-3/4" - 2" BB Malus Dorothea	Each 1-3/4" - 2" BB Crataegus Phaenopy
Ewing Nursery & Landscaping 5221 Illinois Road Fort Wayne, Indiana 46804	228.00	132.45	130.50
Yapp's Yard Service, Inc. 12421 Winchester Road Fort Wayne, Indiana 46819			
Bobby McKinney Landscaping 808 Francis Street Fort Wayne, Indiana 46803	135.00	45.00	45.00
Lawn & Turf Landscaping 6136 Winchester Road Fort Wayne, Indiana 46819	260.00	95.00	100.00
The Plantation 6202 Plantation Lane Fort Wayne, Indiana 46805			

Solicitation of Bid Bid Reference No. <u>676</u> Closing Date <u>October 15, 1975</u>	Landscape Installation Northwood Jr. High School, Supply Plant Material Labor & Material Required for Installation	Each 3"-3½" BB Quercus Borealis	Each 3" - 3½" BB Quercus Imbricaria
Living Nursery & Landscaping 5721 Illinois Road Fort Wayne, Indiana 46804 W. 5963 \$279.00 <i>qpl OK</i>	5,580.00	218.25	247.50
Kapp's Yard Service, Inc. 12421 Winchester Road Fort Wayne, Indiana 46819			
WEST TREES NURSERY Bobby McKinney Landscaping 808 Francis Street Fort Wayne, Indiana 46803 J. OK - <i>CHK #4277 \$13500</i>	2,700.00	135.00	135.00
Lawn & Turf Landscaping 6136 Winchester Road Fort Wayne, Indiana 46819 E.L. Bond <i>qpl. OK</i>	4,975.00	220.00	240.00
The Plantation 6202 Plantation Lane Fort Wayne, Indiana 46805			
W. 5963			

Number One Main St., Ft. Wayne, Ind. 46802

INVITATION

Conditions, subject to the conditions on the reverse hereof, are requested on the following list of materials, supplies, equipment or services, for the Department as mentioned, with delivery in destination as shown below. Conditions shall include all charges for delivery, handling, etc. Address your reply as indicated below.

*Fill all replies and correspondence, etc. to Attn of A.T. Demetroff - 423-7037 DEPARTMENT OF PURCHASES

Room 470, Number One Main St., Ft. Wayne, Ind. 46802

REQUIRED FOR DELIVERY NO:

Department Board of Park Commissioners

or Division 8th Floor - City County Building

Address One Main Street - Fort Wayne, Indiana 46802

RETURN ORIGINAL TO THE CITY - RETAIN DUPLICATE COPY FOR YOUR FILE

Closing Time of Bids Wednesday - October 15, 1975 - 10:00 A.M.

TAXES: THE CITY IS EXEMPT FROM FEDERAL INCOME AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 1000. PRICES SHOULD NOT INCLUDE PAID TAXES. See "Instructions to Bidders" No. 10 on reverse hereof for details.

TAX EXEMPT (Unless otherwise indicated)

Quantity	Unit	Materials, Supplies, Equipment or Services	Unit Price	Total Amount
		Landscape Installation Northwood Jr. High School, Supply Plant Material, Labor and Material required for installation.		
		Specifications and Blueprints Attached.		
		The enclosed Non-collusion Affidavit must be properly executed and returned as part of your bid.		
		Each Bidder must submit a current 1975 written Affirmative Action Program with their bid - or - have it on file with our E. E. O. Office for the current year: NOTE: Forms attached must be completed in full, if not on file in E. E. O. Office.		
		Specify which: On File: _____ Attached: _____		

Bid Bond required ☒ YES ☐ NO 5% Performance Bond ☐ YES ☒ NO 100%

See instruction form No. 10 on reverse side hereof.

Terms _____ % cash discount if paid within _____ days from delivery and acceptance of goods or completion of services.

PROPOSAL OR BID

In compliance with the above invitation for bids and subject to all conditions thereof, the undersigned offers and agrees, if this bid be accepted within a period of _____ days from date of delivery, to furnish any or all of the items or render such services upon which prices are quoted, in accordance with the specifications applying and at the prices on opposite side hereof.

Delivery of any or all of the items or completion of services indicated shall be made within _____ days from receipt of order.

IMPORTANT

As delivery may be a condition further in the award of an order, it is important that bidders furnish the information requested above.

Sign Here:

Name of Company

For _____ Title _____

Address _____

Page 1 of 12

Ref. No. 676

Date October 1, 1975

Date wanted _____

Fund 34-954-700

Appropriation No. _____

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA,

Allen COUNTY } SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale or contract.

Edw. J. ...

 Bidder or Agent

For *Lawrence J. ...*

 Firm or Corporation

Subscribed and sworn to before me this 14th day of October, 1975

My Commission Expires

3-25-1979

Michael F. ...

PROPOSAL AND BID SURETY FORM

PROPOSAL:

In compliance with the foregoing invitation to bid and subject to all of the conditions thereof the undersigned offers and agrees, if this bid is accepted within a reasonable time from date of opening of bids, to enter into a contract in accordance with the prices stated herein.

The Legal Advertisement, General Conditions, Instructions to Bidders, Information for Bidders, Special Conditions, Specifications, and Plans applying form a part of this proposal.

This proposal is supported by the following bid surety as required by law and signatures affixed thereto constitute both a proposal and bid surety executed by the bidder.

BID SURETY (REQUIRED BY LAW):

BOND FORM: (USE THIS BOND FORM—NO ALTERNATE FORM OF BOND WILL BE CONSIDERED).

KNOW ALL MEN BY THESE PRESENTS, THAT we, the undersigned, are held and firmly bound unto the City of Fort Wayne, State of Indiana, in the sum of 5% of amount of attached bid Dollars,

to be paid on demand to said City of Fort Wayne, its successors and assigns for which payment well and truly to be made, we hereby bind ourselves, our heirs, successors, executors, and administrators, jointly and severally firmly by these presents.

The condition of this obligation is such that if the bid or proposal attached hereto and made a part hereof and submitted to the within named division of the City of Fort Wayne or its duly constituted agent, is accepted and a contract awarded to the undersigned bidder and the said bidder shall within ten (10) days after notice of said award enter into a contract with the said City of Fort Wayne, State of Indiana, and shall secure the performance of the same by bond or otherwise as may be required to the satisfaction of the City of Fort Wayne, Indiana then this obligation shall be null and void; otherwise to be in full force and effect.

BID CHECK (ALTERNATE FORM OF SURETY): If a corporate surety is furnished, it is necessary that a certificate authorizing the "attorney-in-fact" to sign the bond accompanying the same.

Certified ☐ Cashiers ☐ Check No. in the sum of Dollars

ON Bank

of is herewith submitted and deposited in lieu of bond under the same terms and conditions as set forth in the above bond.

Note: If Check is used as Bid Surety—Attach here.

SIGNATURES (BID SURETY AND PROPOSAL):

Witnessed by:

OTHER PARTIES INTERESTED IN THIS PROPOSAL (See 14—Signatures under General Conditions, etc.)

List all Parties if Partnership

BIDDER AND PRINCIPAL

LAWN AND TURF LANDSCAPING, INC.
Name of Bidder—Print or Type

By [Signature]
Signature of Person Authorized to Sign

Title [Signature]

6136 Winchester Road
Street Name and Number

Fort Wayne, Indiana 46809
City, State and Zip Code

Date October 15, 1975

Witnessed by:

[Signature] SURETY

AMERICAN STATES INSURANCE COMPANY
Name of Company — Print or Type

Incorporated In the State of Indiana

1200 Commerce Building
Address, Fort Wayne, Indiana 46809

[Signature]

BID FORM

TO: Board of Park Commissioners
8th Floor City-County Building
One Main Street
Fort Wayne, Indiana 46802

PROJECT: Northwood Jr. High Landscape work

We hereby propose to supply and install the plant material in accordance with the bid specifications and drawing for \$ 4,975.00.

If additional or deductible amounts of trees are required, the undersigned agrees to accept the following unit prices for each addition or deduction.

SIZE	TREE TYPE	UNIT COST
3"-3 1/2" BB	Quercus borealis	\$ <u>200.00</u>
3"-3 1/2" BB	Quercus imbricaria	\$ <u>200.00</u>
3"-3 1/2" BB	Fagus sylvatica	\$ <u>200.00</u>
1 3/4"-2" BB	Malus Dorothea	\$ <u>100.00</u>
1 3/4"-2" BB	Crataegus phaenopyrum	\$ <u>100.00</u>

The Bidder agrees that this bid shall be firm and may not be withdrawn for a period of thirty (30) calendar days after the scheduled closing time of receiving bid.

LAWN & TREE MAINTENANCE, INC.
Official Name of Organization

1176 WINCHESTER RD
Address

[Signature]
Signature

[Title]
Title

DIGEST SHEET

TITLE OF ORDINANCE _____

S-75-10-10

DEPARTMENT REQUESTING ORDINANCE Department of Public Parks

SYNOPSIS OF ORDINANCE Ordinance ratifying contract for Installation of Landscape
Material at Northwood Jr. High School.EFFECT OF PASSAGE Will provide landscaping to complete the project of installing
tennis courts at Northwood Jr. High School.EFFECT OF NON-PASSAGE Will not be able to complete Northwood Jr. High School
Tennis Court Project.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$4,975.00

ASSIGNED TO COMMITTEE (J.N.) Finance JH